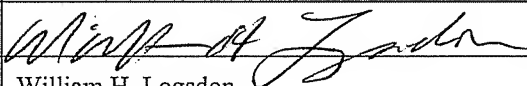
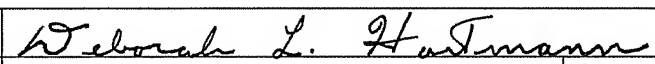


TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/055,407
		Filing Date	1/23/2002
		First Named Inventor	David A. Fertell
		Art Unit	2143
		Examiner Name	J. Bret Dennison
Total Number of Pages in This Submission	1	Attorney Docket Number	3361 - 011773

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Letter
<div style="border: 1px solid black; padding: 2px; min-height: 100px;"> <div style="border: 1px solid black; padding: 2px; margin-bottom: 5px;">Remarks</div> </div>		

The Commissioner for Patents is hereby authorized to charge any additional fees or underpayment of fees under 37 CFR 1.16 and 1.17 to Deposit Account No. 23-0650.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	The Webb Law Firm		
Signature			
Printed Name	William H. Logsdon		
Date	April 22, 2008	Reg. No.	22132

CERTIFICATE OF TRANSMISSION / MAILING			
I hereby certify that this correspondence is being electronically transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Deborah L. Hartmann	Date	April 22, 2008

Application No. 10/055,407
Paper Dated: April 22, 2008
In Reply to USPTO Correspondence of April 10, 2008
Attorney Docket No. 3361-011773

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/055,407 Confirmation No. 7264
Applicants : DAVID A. FERTELL et al.
Filed : January 23, 2002
Title : METHOD FOR MANAGING COMPUTER
NETWORK ACCESS
Group Art Unit : 2143
Examiner : J. Bret Dennison
Customer No. : 28289

MAIL STOP APPEAL BRIEF - PATENTS

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

LETTER

Sir:

In response to the Notification of Non-Compliant Appeal Brief (37 C.F.R. 41.37), dated April 10, 2008, Applicants submit the accompanying Amended Appeal Brief Under 37 C.F.R. § 41.37.

I hereby certify that this correspondence is being electronically submitted to the United States Patent and Trademark Office on April 22, 2008.

04/22/2008

Date

Deborah L. Hartmann

Signature

Deborah L. Hartmann

Typed Name of Person Signing Certificate

The Notification alleges that the Brief does not contain a statement of the status of all of the claims, or does not identify the Appealed claims. In response to this objection, Section III of the Appeal Brief has been amended.

The Notification alleges that the Brief does not contain a concise statement of each ground of rejection presented for review. Reconsideration is requested.

Section VI of the January 11, 2008 Appeal Brief reads as follows:

(VI) GROUND(S) OF REJECTION TO BE REVIEWED ON APPEAL

Are claims 22 and 23 anticipated under 35 U.S.C. § 102(e) from the teachings of U.S. Patent document 7,113,994 to Swift et al. ?

Are claims 1-9 and 13-21 obvious under 35 U.S.C. § 103(a) from the teachings of the Swift et al. document in view of U.S. Patent document 2006/0077977 to Caronni et al. ?

The foregoing represents the only grounds of rejection set forth in the June 20, 2007 Office Action. Accordingly, because it is not clear to Applicants why the Examiner considers the foregoing not to be a concise statement of each ground of rejection, the foregoing Grounds Of Rejection To Be Reviewed On Appeal have been copied into the accompanying Amended Appeal Brief.

Applicants are not certain how to respond to the allegation that the Brief does not contain a concise statement of each ground of rejection presented for review. Accordingly, if the Grounds Of Rejection To Be Reviewed On Appeal contained in the accompanying Amended Appeal brief are not sufficient, Applicants respectfully request the Examiner to specifically point out what is required in this regard.

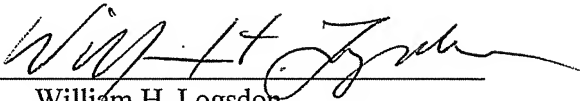
Lastly, the Brief stands objected to for failing to present an argument under a separate heading for each ground of rejection on Appeal. In response to this objection, appropriate headings have been included.

It is believed that all the matters raised in the Notification have been addressed in the attached Amended Appeal Brief which is believed to be fully compliant with the requirements of 37 C.F.R. § 41.37.

Application No. 10/055,407
Paper Dated: April 22, 2008
In Reply to USPTO Correspondence of April 10, 2008
Attorney Docket No. 3361-011773

Applicants respectfully request that the final rejection on the merits be reversed and a Notice of Allowance issued.

Respectfully submitted,
THE WEBB LAW FIRM

By 

William H. Logsdon
Registration No. 22,132
Attorney for Applicants
436 Seventh Avenue
700 Koppers Building
Pittsburgh, PA 15219
Telephone: (412) 471-8815
Facsimile: (412) 471-4094
E-mail: webblaw@webblaw.com